

BECKER GOES FREE BUT FOUR GUNMEN GO TO DEATH CHAIR

Attorneys Agree That Decision of High Court Means That Case Against Becker Will Be Dismissed.

JUSTICE GOFF SCORED FOR CONDUCT OF TRIAL

Decision Alleges That Goff Was Unfair in His Treatment of Becker—Whitman Willing to Free Becker.

HOW BECKER AND THE GUNMEN ISSUED NEWS IN DEATH HOUSE
Continued from Page 14.—"It's a long time that has no turning," Charles Becker said today in the "death house" of Sing Sing prison, when he received news of the court's decision.

The four gunmen, "Gyp the Blood," "Whitney" Lewis, "Dago Frank" Croft and "Lefty Louie" Rosenberg, were not informed until midnight that their conviction had been confirmed and that they must die in the electric chair. The prisoners went to their cells and said: "I am sorry, boys, that I bring you down here. I wish I could have kept you out of this. I wish I could have kept you out of this. I wish I could have kept you out of this."

"That's all right," said "Lefty Louie." "You know the job is no cinch for you."

"Dago Frank" said, "God's will be done."

The other two gunmen said nothing. "Lefty Louie" added: "I want you to think the newspaper boys to end the story that we have been losing our nerve and that we have been quivering in the death house among ourselves. We're just as game now as we ever were."

Becker's case, now would the former police lieutenant comment on the state's decision adverse to the gunman.

New York, February 24.—The conviction of Charles Becker, former police lieutenant, of the murder of Herman Rosenthal, was annulled today by the court of appeals at Albany, the highest in the state. He is entitled to a new trial, but it seemed probable tonight that he might go free without facing a second ordeal. It was made known that District Attorney Charles J. Whitman believes that under the prevailing opinion handed down by the court, conviction a second time will be impossible.

Four Gunmen to Die.
Appeals taken by the four gunmen, "Gyp the Blood," "Whitney" Lewis, "Dago Frank" Croft and "Lefty Louie" Rosenberg, convicted as actual murderers of Rosenthal, whom Becker was accused of having instigated to commit the crime, were not sustained and they will have to die in the electric chair, probably tomorrow, except in the event of executive clemency.

The district attorney is the last man in the world, said Mr. Whitman tonight, "who should want a conviction to stand which is not justifiable by law. That is all the comment that I care to make."

The district attorney had not received the full text of the opinion tonight, but it was learned that forming his judgment on such of it as was available, he had little hope of securing sufficient evidence to convict Becker at a second trial.

Testimony Not Credible.
As Mr. Whitman was said to have indicated tonight, the testimony of the three chief witnesses against Becker—John Rose, "Lefty Louie" Rosenberg and Harry Valton, self-confessed accomplices—had not been held by the court to be credible. Although it is known that the district attorney has new evidence which would bring forth the testimony of these three—the gamblers who said they hired the gunmen to kill Rosenthal—Becker's case was under the impression tonight that in effect the court had held that Sam Schepps, who was the trial, also was not credible.

If twenty men were in the conspiracy to murder, a lawyer close to the district attorney said tonight, "and name them, then we turn to the evidence against the twentieth, the twentieth could not be convicted under the decision. It would be better to free Becker to trial again."

The suggestion made tonight that the four gunmen, now that their only hope state's evidence was not received by the district attorney as one that offered hope of a second trial, and that their testimony would be in the same case as that of Rose, Weber and Valton.

To Release Becker.
It was the consensus of opinion among those in the district attorney's office that if action is taken by Becker's attorneys toward obtaining a dismissal of the case, District Attorney Whitman would agree.

"Good news received," Congratulated Mr. Becker, his attorneys received from Becker in the death house in Sing Sing prison. He was jubilant tonight, declaring the state's case had been proved to be untrue. He would see Becker tomorrow and that within a day or two he would confer with the district attorney and request a dismissal of the indictment.

EYES OF SLAIN GIRL ARE PHOTOGRAPHED TO FIND MURDERER

Atlanta, Ill., February 24.—Tidbiting to persons who have faith in age-old superstition, the authorities here have photographed the eyes of Theresa Hollander. State's Attorney Tyler admitted this today, saying that it was the belief of the state that the victim of a murdered person retains the image of the murderer.

Whether the negative held by the authorities showed anything of this nature was not revealed by the state's attorney. Neither did he say whether it would be introduced as evidence in any proceedings growing out of the slaying to death of Miss Hollander in a cemetery here a week ago.

The picture was taken after a suggestion of an oculist who asserted with emphasis that the retina of the slain girl's eyes would show the last object before her conscious vision.

The photograph was made the day after the murder as the body was being cared for by a local undertaker. The authorities said that it would be introduced as evidence in any proceedings growing out of the slaying to death of Miss Hollander in a cemetery here a week ago.

Just before midnight state department officials here made public this announcement: "American consul at Chihuahua reports that Villa declines to deliver Benton's body, but will permit visitors or relatives to visit place with American representative, but for their benefit he will order examination of body, which then will be reinterred in grave from which it is removed."

It is supposed Consul Litcher has been in personal communication with him. The consul will be asked for further details of the reply tomorrow.

Ten Americans With Villa.
Consul Litcher said that General Villa's knew nothing whatever of persons reported to have formed a detachment of ten Americans, of whom he said to have gone in search of the Englishman when he did not return.

Of the ten Americans said to have accompanied Villa to Chihuahua, the consul quoted the constitutionalist as saying that he had refused to enroll them in his army and offered them a special train to return to the United States, that they left and he had no list of their names.

The department gave out a dispatch from the consul at Nogales regarding the alleged detention of a cabin at the consular agent at Cananea, that the woman's union was conducting a campaign against foreigners, and particularly against Chinese, demanding their expulsion.

Consul Litcher said that the constitutionalist government at Hermosillo had been asked to send troops.

Character of the Wounds.
From the character of the wounds discovered on Benton's body, physicians will be able to say whether Benton was killed by a pistol shot, said Consul Litcher, who said that he had no list of their names.

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REBEL LEADER WON'T DELIVER CORPSE OF BRITISH SUBJECT, BUT HE WILL ALLOW IT TO BE EXAMINED.

Washington, February 24.—Just what General Villa purposes to do about the request of the United States government that he deliver the body of William S. Benton, the British subject executed by Villa's justice, is not known, but he will allow it to be examined.

Rebel Leader Won't Deliver Corpse of British Subject, But He Will Allow It to Be Examined.

BENTON IS DENOUNCED AS THIEF AND MURDERER

Villa Says Benton Should Have Been Killed Long Ago—Great Britain Is Resolved on Thorough Probe.

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BISHOP CLELAND K. NELSON CELEBRATES TWENTY-SECOND ANNIVERSARY AS BISHOP

With the staff given him on the twentieth anniversary of his consecration as bishop. The photograph was taken two years ago.

Bishop Cleland K. Nelson, of the Episcopal church, celebrated his twenty-second anniversary as bishop today.

NEGRO IS RINDED AND BODY BURNED

Mississippi Mob Tried to Burn Victim Alive, But Failed and Shot Him. Body Then Cremated.

Leland, Miss., February 24.—Sam Petty, negro, accused of having killed Charles W. Kirkland, a deputy sheriff, here last night, was shot to death by a mob tonight and his body burned.

An effort to burn the negro alive failed when the flames burned the ropes with which he had been bound. He was killed with bullets when he attempted to escape.

Petty, wanted on a trial charge, opened fire on Kirkland with a shot-gun, but the negro was not killed. The body was then burned.

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LATHAM LEAVES TO SEEK UNCLE OF MARY PHAGAN

It Is Said That the Defense Hopes to Prove Discrepancy in the Time Element Theory of State.

Latham leaves to seek uncle of Mary Phagan.

NINA FORMBY IS NOW IN NEW YORK CITY

She Has Secured Services of Judge R. R. Jackson and Will Meet Him in Chattanooga to Confer About the Case.

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COTTON CLOSED BARELY STEADY

Opening at Advance of One to Three Points, the Market Became Easy in the Afternoon.

New York, February 24.—So far as could be judged from the action of the cotton market, nothing had occurred over the three day adjournment to create from sentiment as to the immediate course of prices. Trading was quiet and the market fluctuated within a range of 5 or 6 points, closing barely steady at 3 points lower to 2 points higher.

The market opened steady at an advance of 1 to 3 points on the relatively steady ruling of Liverpool and active drop positions about 4 to 5 points higher during early trading. A good part of the demand seemed to come from houses in the cotton connections, however, and buying of the English market while somewhat frayed, offering of March contracts helped to check the early advance. For the notice expected next Friday, and there was also some selling against purchases of May contracts.

Northwestern offerings March and premium were steady at 3 points and was relatively steady in the afternoon. The New York certificated stock had lost instead of gained, and the current goods, there are still no large shipments of cotton heading this way. The early advance carried may contracts up to a 12 cent level, but the afternoon, under scattering liquidation, closed at 11 1/2.

There was little southern selling, and nothing in the southern market to indicate any change in the spot situation.

COTTON MARKETS.
Atlanta, February 24.—Cotton steady; middling 13.
Macon—Steady; middling 13 1/2.
Albany—Steady; middling 13 1/2.

Port Movement.
Galveston—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Houston—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

Mobile—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Baltimore—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

New York—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Boston—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

Philadelphia—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
St. Louis—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

Chicago—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Cincinnati—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

San Francisco—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Portland—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

Seattle—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.
Tacoma—Steady; middling 12 1/2, net receipts 42,000; gross 14,000; cotton 14,000; exports to continent 14,000.

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RANGE IN COTTON OPTIONS.			
Month	High	Low	Close
Jan.	13.10	12.90	13.00
Feb.	13.10	12.90	13.00
Mar.	13.10	12.90	13.00
Apr.	13.10	12.90	13.00
May	13.10	12.90	13.00
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RANGE IN NEW YORK COTTON.			
Month	High	Low	Close
Jan.	13.10	12.90	13.00
Feb.	13.10	12.90	13.00
Mar.	13.10	12.90	13.00
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RANGE IN NEW ORLEANS COTTON.			
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Market was steady today with trading of moderate volume. Yarns were easy. One of the large foreign goods corporations is sold out for fall on staples. Silks were active and ribbons were bought largely. Jobbers had an active day.

Bagging and Ties.

St. Louis, February 24.—Iron cotton ties.

Bagging. 11.
Hemp twine, 8.

RAILROAD SCHEDULES

Arrival and Departure of Passenger

The following schedule figures are listed only as information and are

Unadvertised—except Sunday.			
*Sunday only.			
Atlanta Terminal Station.			
Atlanta, Birmingham and Atlantic.			
Arrive from		Active	Leave.
Atlanta (lab. 1)			
Atlanta (lab. 2)			
Atlanta (lab. 3)			
Atlanta (lab. 4)			
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N. Y. 1st.	4:50 pm	12 Columbus.	5:10 pm
N. Y. 2d.	5:00 pm	5 Cincinnati.	5:10 pm
Brunswick.	7:30 pm	28 Ft. Valley.	5:20 pm

Jacksonville 9:00 pm 12 Madison..... 5:30 pm
 Richmond 8:10 pm 13 Hedin..... 5:45 pm
 Chattanooga 9:25 pm 44 Wash'tn..... 5:45 pm
 Chicago..... 9:30 pm 2 Jacksonville 10:05 pm
 Cincinnati 10:10 pm 24 Jacksonville 10:30 pm
 "Columbus" 10:30 pm 11 Shreveport 11:10 pm
 "Cincinnati" 11:30 pm 11 Shreveport 11:45 pm
 All trains run daily. Central time.
 City Ticket Office, No. 1 Peachtree St.
 Arrival and Departure of Passengers
 from Atlanta.
 The following schedule figures are
 published solely as information and are
 not guaranteed.
 *Daily except Sunday.
 **Sunday Only.
Union Passenger Station.

Arrive From—	No. Depart To—
Augusta. 6:20 am	4 Augusta. 12:10 p
Covington. 7:30 am	2 Augusta. 12:10 p

[illegible]

Monroe... 8:00 pm | 12 Portsm'th. 8:58 pm
City Ticket Office, 88 Peachtree St.

Wreters and Atlantic Railroad. Departures
 Nashville, 7:10 am Chicago, 1:01 pm
 Chicago, 7:10 pm Nashville, 1:01 pm
 From " 10:30 am Nashville, 4:45 pm
 Nashville, 10:30 pm Chicago, 4:45 pm
 Chicago, 10:30 pm Nashville, 4:45 pm
 Chicago, 7:10 pm Nashville, 1:01 pm

TAXICABS

TAXICABS
 Belle Isle
 VY 5190; ATLANTA 1598

LEGAL NOTICE
 OF THE COUNTY OF MILTON COUNTY,
 TO THE SUPERIOR COURT OF SAID
 COUNTY.
 The petition of E. T. Tolson, W. C.
 Smith, H. M. Burnell and H. T. Kilpatrick,
 of the County of Milton and State of
 Georgia, respectfully shew to the court
 That they desire for themselves and
 their heirs, assigns and assigns forever
 to be incorporated under the

DIXIE CONE COMPANY

[illegible]

property at a fair valuation to be fixed by the court in the hands of the incorporators.

...men and secure the same by
deeds of trust, mortgages or such
other legal methods as may be determined
by the Board of Directors.
The undersigned petitioners pray to be
incorporated under the name and style
aforesaid with the powers, privileges and
immunities set forth, together with such
other amendments as may be necessary to
the laws of the State of Georgia or
minor corporations.

J. McSWAIN WOODS, Secy.
ATTY. GEN. OF PETITIONERS.

Filed in office, this 16th day of Feb.
1918.

ARNOLD BROYLES, Clerk.
STATE OF GEORGIA—County of Fulton

I, Arnold Broyles, Clerk of the Superior Court of Fulton County, Georgia, do hereby certify that the foregoing is a true and correct copy of the original.

act copies of the application for charter
may be obtained from this Company.
A public copy of file in this office.
Witness my official signature and seal
this 19th day of February, 1914.
ARNOLD BROYLES,
Clerk Superior Court, Fulton County, Ga.

PROFESSIONAL CARDS.

H. Brewster, Albert Howell, Jr.
Hugh M. Dorsey, Arthur Hayman,
Dorsey, Brewster, Howell & Heyman,
Attorneys-at-Law,
Offices: 209, 204, 285, 284, 297, 249, 211
Kiser Building, Atlanta, Ga.
Long Distance Telephones 231, 2924, and
2822. Atlanta, Ga.

L. HALL, DOCTOR OF CHIROPRACTIC
DROUVE and chronic disease, catarrhs
of the new spinal region, the cause of
disease. 214 Foreman Bldg.

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to buy or sell, or want to do
business of any kind, call on
Atlanta 9091.

